

MITCHELL & RAMMELSBERG, AND BAKER & VON PHUL.

[To accompany Bill H. R. No. 428.]

MARCH 23, 1860.

Mr. NELSON, from the Committee on the Judiciary, made the following

REPORT.

*The Committee on the Judiciary, to whom were referred the memorials of Mitchell & Rammelsberg, and Baker & Von Phul, respectfully report:*

That the account of said firm against the United States, dated April 16, 1855, for \$552 17, for furniture delivered by them, at the instance of H. Robinson, marshal of the southern district of Ohio, for the furnishing of the United States court-rooms in the city of Cincinnati, is verified by the affidavit of Robert Mitchell, a partner in said firm, and the certificate of Judge McLean, bearing date Washington, January, 1859.

The committee would not regard the unsupported affidavit of a party in interest as being sufficient evidence of the justness of the account, but supported as it is by the certificate of a judge of the Supreme Court of the United States, and regarding it as a reproach to the government that the payment of a just account should have been so long delayed, they feel it their duty not to subject honest creditors to any further delay, and therefore report a bill in their favor, which they trust will be enacted into a law without any further delay.

The bill reported embraces also an account of Baker & Von Phul for \$161 20, verified by the affidavit of Henry Von Phul and the certificate of Justice McLean, who says that he directed the articles to be furnished.

There is no proof before the committee in regard to the claim of William Resor & Co., mentioned in the bill offered by Mr. Pendleton, and for this reason, as well as because said bill does not ascertain and show how much is due to each of the claimants, the committee submit a bill in lieu of that referred to them at the instance of the member, and recommend that his bill be rejected and that the bill reported be adopted in its place.

